

REMARKS/ARGUMENTS

I. Status of Claims

Claims 1-17 are pending. Claims 3, 4, 6, and 8-17 are withdrawn from consideration as the result of a restriction requirement. Upon entry of this amendment, claims 2 and 5 are amended and claims 1, 3, 4, 6, and 8-17 are cancelled.

II. Rejection of Claims Under 35 U.S.C. §112 Rejection

Claim 1 was rejected under 35 U.S.C. §112, first paragraph, as allegedly containing subject matter that was not described as required by the statute.

While not willing to acquiesce in this rejection, and solely for the purpose of expediting advancement of this case to allowance, Applicants have cancelled claim 1.

Accordingly, withdrawal of this ground of rejection is respectfully requested.

III. Objections to the Claims

Claim 2 and 5 were objected to on the ground that they contain amino acid sequences, but no SEQ ID NOs were listed in the claims.

Claims 2 and 5 have been amended to insert the respective SEQ ID NOs.

Accordingly, withdrawal of this ground of rejection is respectfully requested.

IV. Sequence Rules

The Examiner has stated that the application fails to comply with the requirements of 37 C.F.R. 1.821 through 1.825 and requested that Applicants return a copy of a Notice to Comply with this Amendment.


Applicants submitted a Notice to Comply on November 23, 2001. A copy of the return receipt post card stamped received January 09, 2002 by the Patent and Trademark Office accompanies this Amendment.

Applicants appreciate the Examiner's indication of allowable subject matter and request favorable consideration of this Amendment. If the Examiner believes a telephone

conference would expedite prosecution of this application, please telephone the undersigned at (510) 887-8775 extn. 4104.

Respectfully submitted,

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By: 
Kenneth Barovsky
Registration No. 36,442

26118 Research Road
Hayward, CA 94545
Telephone: 510-877-8775
Facsimile: 510-783-9729